PATENT

Attorney Docket: 700339-2001

MAY 0 7 THE UNITED STATES PATENT AND TRADEMARK OFFICE

Mary Jane CARDOSA et al.

Patent No.: 6,869,793 B2

Issued: March 22, 2005

Serial No.: 09/147,919

Filed: September 23, 1997

For: RECOMBINANT MVA VIRUS EXPRESSING DENGUE VIRUS ANTIGENS, AND THE USE THEREOF IN

STATUS INQUIRY REGARDING PETITION FOR CERTIFICATE OF CORRECTION

Certificate

MAY 0 9 2007

of Correction

Mail Stop Certificate of Correction Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

**VACCINES** 

Sir:

On May 11, 2006, Applicants filed a Petition for Certificate of Correction Pursuant to 37 C.F.R. § 1.323 to correct the Assignees name from "Bavarian Nordic Research Institute, Glostrup (DK)" to "Bavarian Nordic A/S, Kvistgard (DK)." To date, Applicants' representative has not received the issued Certificate of Correction correcting the Assignees name. A copy of the May 11, 2006 filing and PTO date-stamped postcard is attached for your convenience.

Please provide a status in writing of the Certificate of Correction.

If there are any questions relating to the original Request or this status, please contact the undersigned attorney by telephone at (202) 373-6091.

Respectfully submitted,

Dated: May 7, 2007

Malcolm K. McGowan Registration No. 39,300

Bingham McCutchen LLP 2020 K Street, N.W. Washington, D.C. 20006 Phone No. (202) 373-6000 Fax No. (202) 373-6001

Attorney/LAA: Malcolm K. McGowan/ljb Due Date: Date Filed: May 11, 2006

Atty. Docket			
Re:	Recombinant MVA Virus Expressing	Dengue Virus Antiger	ns, and the Use Thereof in
Title:	Vaccines		
Application N	2011 17 040	U.S. Filing Date:	September 23, 1997
Patent No.:	6,869,793 B2	Issue Date:	March 22, 2005
Trademark:		Trademark Reg.	No:
Opposition/C	Cancellation		
No:			
he followin	ng items were received from Bingham McCuto Patent & Trademark Office:		
		U.S. PTO F	
XX	Petition for Certificate of Correction	· <u> </u>	Filing Fee
	PTO/SB/44	XX	Petition Fee - \$100.00
XX	Copy of Notice of Recordation of Assignment		
XX	Fee Transmittal		Assignment Fee
	Assignment w/Cover Sheet		Notice of Appeal Fee
	Issue Fee Part B Transmittal with check for		
	Information Disclosure Statement	•	Brief on Appeal Fee
	Form PTO-1449		
	Submission of Formal Drawings		Oral Hearing Request Fee
	Request for Corrected Filing Receipt with copy	of	Petition Fee
	red-lined corrections to Filing Receipt	·	
	Request for Oral Hearing		MAY 1-1 20
	Confirmation of Hearing Petition		\ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \
<del></del>	Letter Under 37 CFR 1.28 (c)	<u></u> _	Maintenance Fee \全
	Maintenance Fee Transmittal	<del></del>	W. C. C.
	TM Statement of Use		Maintenance Fee
	Declaration Under 8	•	
	Declaration Under 8 and 15		8 Affidavit Fee
	TM renewal Application		
	Notice of Opposition		TM Renewal Application Fee
	Supplemental Search Report and		
•	Annex		
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		Accou	nt 50-2518.



**PATENT** Attorney Docket: <u>700339-2001</u>

# IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of:	)
Mary Jane CARDOSA et al.	) Group Art Unit: 1648
Patent No.: 6,869,793 B2	) Examiner: Mary Mosher
Issued: March 22, 2005	) Confirmation No.: 2431
Serial No.: 09/147,919	)
Filed: September 23, 1997	)
For: RECOMBINANT MVA VIRUS EXPRESSING DENGUE VIRUS ANTIGENS, AND THE USE THEREOF IN VACCINES	) ) ) )

## PETITION FOR CERTIFICATE OF CORRECTION **PURSUANT TO 37 C.F.R. § 1.323**

Box Certificate of Correction Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

Pursuant to 37 C.F.R. § 1.323 Applicants respectfully request the Commissioner to issue a Certificate of Correction for the above-identified U.S. Patent, incorporating the following change:

Patent No. <u>6,869,793 B2</u> Attorney Docket No.: <u>700339-2001</u>

Page 2

# On the Front Page:

At item (73) Assignee name, please delete "Bavarian Nordic Research Institute, Glostrup (DK)" and insert therefore

-- Bavarian Nordic A/S, Kvistgard (DK) --

Patent No. <u>6,869,793 B2</u>

Attorney Docket No.: 700339-2001

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#### **REMARKS**

The above correction is a change of Assignee's name from "Bavarian Nordic Research Institute, Glostrup (DK)" to "Bavarian Nordic A/S, Kvistgard (DK)", due to a change in company name.

Accompanying this request is copy of the Notice of Recordation of Assignment issued by PTO, reflecting the change in name as recorded with the PTO.

## CONCLUSION

Pursuant to 37 C.F.R. § 1.323, Applicants respectfully petition the Commissioner to issue a Certificate of Correction for U.S. Patent No. 6,869,793 B2, which incorporates the above-identified correction to the patent. PTO Form 44 showing the change is enclosed herewith.

The Commissioner is hereby authorized to charge to Bingham McCutchen's Deposit Account No. 50-2518 the fee of \$100.00 as set forth in 37 C.F.R. § 1.20(a).

The undersigned hereby authorizes the Commissioner to charge any additional fees due for the filing of these papers to Bingham McCutchen's deposit account 50-2518. Please credit any overpayments to the same.

Respectfully submitted,

Dated: May 11, 2006

Malcolm K. McGowan Registration No. 39,300

BINGHAM MCCUTCHEN LLP Three Embarcadero Center, Suite 1800 San Francisco, CA 94111-4067 Local Phone No. (202) 373-6091 Local Fax No. (202) 373-6001

PTO/SB/44 (04-05) Approved for use through 04/30/2007. OMB 0651-0033 U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

# UNITED STATES PATENT AND TRADEMARK OFFICE CERTIFICATE OF CORRECTION

PATENT NO: 6,869,793 B2

Page 1 of 1

APPLICATION NO.: 09/147,919

ISSUE DATE: March 22, 2005

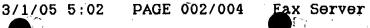
INVENTOR(S): Mary Jane CARDOSA et al.

It is certified that error appears in the above-identified patent and that said Letters Patent are hereby corrected as shown below:

Item [73], Assignee, please replace "Bavarian Nordic Research Institute, Glostrup (DK)" with "Bavarian Nordic A/S, Kvistgard (DK)"

MAILING ADDRESS OF SENDER (Please do not use customer number below):

This collection of information is required by 37 CFR 1.322, 1.323, and 1.324. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 1.0 hour to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, P.O. Box 1450, Alexandria, VA 22313-1450.





UNITED STATES DEPARTMENT OF COMMERCE Patent and Trademark Office ASSISTANT SECRETARY AND COMMISSIONER OF PATENTS AND TRADEMARKS Washington, D.C. 20231



MARCH 01, 2005

**PTAS** 

\*500021837A\*

ANTOINETTE F. KONSKI BINGHAM MCCUTCHEN LLP THREE EMBARCADERO CENTER, SUITE 1800 SAN FRANCISCO, CA 94111-4067

> UNITED STATES PATENT AND TRADEMARK OFFICE NOTICE OF RECORDATION OF ASSIGNMENT DOCUMENT

THE ENCLOSED DOCUMENT HAS BEEN RECORDED BY THE ASSIGNMENT DIVISION OF THE U.S. PATENT AND TRADEMARK OFFICE. A COMPLETE MICROFILM COPY IS AVAILABLE AT THE ASSIGNMENT SEARCH ROOM ON THE REEL AND FRAME NUMBER REFERENCED BELOW.

PLEASE REVIEW ALL INFORMATION CONTAINED ON THIS NOTICE. THE INFORMATION CONTAINED ON THIS RECORDATION NOTICE REFLECTS THE DATA PRESENT IN THE PATENT AND TRADEMARK ASSIGNMENT SYSTEM. IF YOU SHOULD FIND ANY ERRORS OR HAVE QUESTIONS CONCERNING THIS NOTICE, YOU MAY CONTACT THE EMPLOYEE WHOSE NAME APPEARS ON THIS NOTICE AT 703-308-9723. PLEASE SEND REQUEST FOR CORRECTION TO: U.S. PATENT AND TRADEMARK OFFICE, ASSIGNMENT DIVISION, BOX ASSIGNMENTS, CG-4, 1213 JEFFERSON DAVIS HWY, SUITE 320, WASHINGTON, D.C. 20231.

RECORDATION DATE: 03/01/2005

REEL/FRAME: 015713/0511

NUMBER OF PAGES: 7

BRIEF: CHANGE OF NAME (SEE DOCUMENT FOR DETAILS).

BAVARIAN NORDIC RESEARCH INSTITUTE DOC DATE: 05/08/2004

A/S

PATENT NUMBER:

ASSIGNEE:

BAVARIAN NORDIC A/S

BOGESKOVVEJ 9

KVISTGARD, DENMARK DK-3490

SERIAL NUMBER: 09147919

FILING DATE: 03/23/1999

ISSUE DATE:

TITLE: RECOMBINANT MVA VIRUS EXPRESSING DENGUE VIRUS ANTIGENS, AND THE USE

THEREOF IN VACCINES

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PAGE 004/004

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## PATENT ASSIGNMENT

Electronic Version v1.1 Stylesheet Version v1.1 03/01/2005 500021837

**NEW ASSIGNMENT** 

NATURE OF CONVEYANCE:

CHANGE OF NAME

#### CONVEYING PARTY DATA

<u> </u>	ame	Execution Date
Bavarian Nordic Research Institute A/S		05/08/2004

#### RECEIVING PARTY DATA

Name:	Bavarian Nordic A/S	
Street Address:	Bogeskovvej 9	
City:	Kvistgard	-
State/Country:	DENMARK	
Postal Code:	DK-3490	

## PROPERTY NUMBERS Total: 1

Property Type	Number		
Application Number:	09147919		

#### CORRESPONDENCE DATA

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San Francisco, CALIFORNIA 94111-4067

#### NAME OF SUBMITTER:

Antoinette F. Konski

Total Attachments: 6

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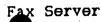
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# UNITED STATES PATENT AND TRADEMARK OFFICE CERTIFICATE OF CORRECTION

PATENT NO.

: 6,869,793 B2

DATED

: March 22, 2005

INVENTOR(S) : Cardosa et al.

Page 1 of 1

It is certified that error appears in the above-identified patent and that said Letters Patent is hereby corrected as shown below:

Title page,

Item [73], Assignee, after "(DK)" insert

-- Universiti Malaysia Sarawak and GSF-Forschungszentrum fur Umwelt und Gesundheit GmbH. --.



Signed and Sealed this Fourth Day of April, 2006



JON W. DUDAS Director of the United States Patent and Trademark Office